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**RESPONSE UNDER 37 C.F.R. 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 2633**  
Docket No.: 121.1001

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of:

Toshiki TANAKA

Serial No. 09/783,527

Group Art Unit: 2633

Confirmation No. 4937

Filed: February 15, 2001

Examiner: David C. Payne

For: OPTICAL COMMUNICATIONS SYSTEM AND TRANSMISSION SECTION REPAIR  
METHOD

**AFTER FINAL RESPONSE UNDER 37 C.F.R. 1.116**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

ATTN : **BOX AF**

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SEP 02 2004

Technology Center 2600

Sir:

This is in response to the Final Office Action mailed June 4, 2004, and having a period for response set to expire on September 4, 2004.

The following remarks are respectfully submitted. Reconsideration of the claims is respectfully requested.



S&amp;H Form: (10/03)

**REPLY/AMENDMENT  
FEE TRANSMITTAL**

Attorney Docket No.	121.1001
Application Number	09/783,527
Filing Date	February 15, 2001
First Named Inventor	Toshiki TANAKA et al.
Group Art Unit	2633

AMOUNT ENCLOSED

0.00

Examiner Name

D. Payne

**FEE CALCULATION (fees effective 10/01/03)**

CLAIMS AS AMENDED	Claims Remaining After Amendment	Highest Number Previously Paid For	Number Extra	Rate	Calculations
TOTAL CLAIMS	49	- 49 =	0	X \$ 18.00 =	\$ 0.00
INDEPENDENT CLAIMS	7	- 7 =	0	X \$ 86.00 =	0.00

Since an Official Action set an original due date of September 4, 2004, petition is hereby made for an extension to cover the date this reply is filed for which the requisite fee is enclosed (1 month (\$110); 2 months (\$420); 3 months (\$950); 4 months (\$1,480); 5 months (\$2,010)):

If Notice of Appeal is enclosed, add (\$330.00)

If Statutory Disclaimer under Rule 20(d) is enclosed, add fee (\$110.00)

Information Disclosure Statement (Rule 1.17(p)) (\$180.00)

Total of above Calculations =

\$ 0.00

Reduction by 50% for filing by small entity (37 CFR 1.9, 1.27 & 1.28)

TOTAL FEES DUE =

\$ 0.00

(1) If entry (1) is less than entry (2), entry (3) is "0".

(2) If entry (2) is less than 20, change entry (2) to "20".

(4) If entry (4) is less than entry (5), entry (6) is "0".

(5) If entry (5) is less than 3, change entry (5) to "3".

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**METHOD OF PAYMENT**

- ☐ Check enclosed as payment.
- ☐ Charge "TOTAL FEES DUE" to the Deposit Account No. below.
- ☒ No payment is enclosed and no charges to the Deposit Account are authorized at this time (unless specifically required to obtain a filing date).

**GENERAL AUTHORIZATION**

- ☒ If the above-noted "AMOUNT ENCLOSED" is not correct, the Commissioner is hereby authorized to credit any overpayment or charge any additional fees necessary to:
- Deposit Account No. 19-3935
- Deposit Account Name STAAS & HALSEY LLP
- ☒ The Commissioner is also authorized to credit any overpayments or charge any additional fees required under 37 CFR 1.16 (filing fees) or 37 CFR 1.17 (processing fees) during the prosecution of this application, including any related application(s) claiming benefit hereof pursuant to 35 USC § 120 (e.g., continuations/divisionals/CIPs under 37 CFR 1.53(b) and/or continuations/divisionals/CPAs under 37 CFR 1.53(d)) to maintain pendency hereof or of any such related application.

**SUBMITTED BY: STAAS & HALSEY LLP**

Typed Name Derrick L. Fields

Reg. No. 50,133

Signature

*Derrick L. Fields*

Date

8-30-04

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